



01-29-07

RCE  
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**REQUEST  
FOR  
CONTINUED EXAMINATION (RCE)  
TRANSMITTAL**

Address to:  
Mail Stop RCE  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Application Number 09/961,308  
Filing Date September 25, 2001  
First Named Inventor Andrew L. DiRienzo  
Group Art Unit 2178  
Examiner Name Kristina B. Honeycutt  
Attorney Docket 236.002US08

This is a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

1. **Submission required under 37 C.F.R. §1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).
  - a. ☒ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
    - i. ☒ Consider the arguments in the Pre-Appeal Brief Request for Review and Notice of Appeal filed on June 28, 2006.
    - ii. ☐ Other:
  - b. ☒ Enclosed
    - i. ☒ Amendment to accompany RCE (11 pgs.)
    - ii. ☐ Affidavit(s)/Declaration(s)
    - iii. ☐ Information Disclosure Statement (IDS) (0 pgs.); PTO Form 1449 (0 pgs.); 0 Cited References
    - iv. ☐ Other:
2. **Miscellaneous**
  - a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. §1.103(c) for a period of 0 months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. §1.17(i) required)
  - b. ☒ Other: Petition for a 5-month extension of time (1 pg.); a return postcard
3. **Fees** The RCE fee under 37 C.F.R. §1.17(e) is required by 37 C.F.R. §1.114 when the RCE is filed.
  - a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 501373 for any additional fees not covered by the check(s) enclosed herewith
  - b. ☒ A check in the amount of \$395.00 is enclosed for RCE fee
  - c. ☒ A check in the amount of \$1080.00 is enclosed for a 5-month extension of time fee
  - d. ☐ Payment by credit card (Form PTO-2038 enclosed)

**Warning: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

NAME: Thomas W. Leffert

REGISTRATION NO. 40,697

SIGNATURE

DATE

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THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE United States Postal Service with sufficient postage as Express Mail EV 914897857 US addressed to: Mail Stop: RCE, Commissioner For Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on: January 26, 2007.

395.00 DP

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